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AF/1638
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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

CHANEY et al.

Art Unit: 1638

Application No.: 09/147,721

Examiner: M. Ibrahim

Filed: February 24, 1999

Attorney Dkt. No.: 108172-09005

For: METHOD FOR PHYTOMINING OF NICKEL, COBALT AND
OTHER METALS FROM SOIL

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND PETITION FOR EXTENSION OF TIME

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 26, 2003

Sir:

Applicants hereby appeal to the Board of Patent Appeals and
Interferences from the Decision of the Primary Examiner dated March 26, 2003.

A timely response to the final rejection dated August 26, 2003 has been
filed.


The \$160.00 (Small Entity) Appeal Fee is attached.

The shortened statutory period expiring on September 26, 2003, it is hereby
requested that the period for response be extended for a third month. A Petition
for Extension of Time was previously filed on August 26, 2003. Also, included in
our check is \$260 as payment of the fee for a third month extension of time for
filing this Notice of Appeal.

09/25/2003 553321 00000016 05147721
160.00 OP
260.00 OP
09/25/2003 09:20:23

Please charge any fee deficiency or credit any overpayment to our
Deposit Account No. 01-2300.

Respectfully submitted,



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